

Exhibit B

SOVERAIN'S PROPOSED CLAIM CONSTRUCTIONS AND SUPPORT

List of Sources for Extrinsic Evidence

American Heritage Dictionary, Third Edition, Dell Publishing, New York, New York, 1994 (“American Heritage”) (SVN2-0072339 – SVN2-0072348; SVN2-0072360 – SVN2-0072363).

Berners-Lee, T. et al., Hypertext Transfer Protocol -- HTTP/1.0, March 8, 1995, *available at* <ftp://ftp.ics.uci.edu/pub/ietf/http/history/draft-ietf-http-v10-spec-00.txt> (“HTTP/1.0”) (SVN2-0072365 – SVN2-0072418).

Fielding, R., Relative Uniform Resource Locators, Request for Comments 1808, UC Irving, June 1995, *available at* <http://www.ietf.org/rfc/rfc1808.txt> (“RFC 1808”) (SVN2-0072435 – SVN2-0072449).

IBM Dictionary of Computing, Tenth Edition, McGraw-Hill, Inc., 1993 (“IBM”) (SVN2-0072419 – SVN2-0072427).

IEEE Standard Dictionary of Electrical and Electronics Terms, Sixth Edition, IEEE Std 100-1996, Published by the Institute of Electrical and Electronics Engineers, Inc. (“IEEE 6th Ed.”) (SVN2-0072317 – SVN2-0072324; SVN2-0072428 – SVN2-0072430).

Merriam-Webster’s Collegiate Dictionary, Ninth Edition, Merriam-Webster, Inc., Springfield, Massachusetts, U.S.A., 1989 (“Webster’s (1989)”) (SVN2-0072450 - SVN2-0072452).

Merriam-Webster’s Collegiate Dictionary, Ninth Edition, Merriam-Webster, Inc., Springfield, Massachusetts, U.S.A., 1990 (“Webster’s (1990)”) (SVN2-0072349 - SVN2-0072359).

Microsoft Press Computer Dictionary, Third Edition, Microsoft Press, 1997 (“Microsoft”) (SVN2-0072328 – SVN2-0072338; SVN2-0072431 – SVN2-0072434).

Soverain Software LLC v. Amazon.com, Inc., 6:04cv14, Dkt. Item 245, slip op (E.D. Tex. April 7, 2005) (“Amazon Markman Order”) (SVN2-0072273 – SVN2-0072308).

Soverain's Proposed Claim Constructions and Support

U.S. Patent Nos. 5,715,314 and 5,909,492					
	Claim Term, Phrase, or Clause and Patent(s) and Claim(s) in which it appears	Constr. Requested By	Soverain's Proposed Construction	Intrinsic Support	Extrinsic Evidence
1.	Shopping cart computer '314 patent: claims 34, 35, 39, 49, 74, 84, 109, 134, 144 '492 patent: claims 17, 18, 35, 36	defendants	a computer processing data associated with one or more shopping carts	<u>'314/'492 Disclosure</u> ¹ FIG. 3A – 3B Col. 1, ll. 18 – 47 Col. 2, ll. 19 – 42 Col. 4, ll. 35 – 45 Col. 5, ll. 5 – 15 Col. 7, l. 55 – Col. 8, l. 31 Col. 10, ll. 27 – 31 Appendices F, G <u>'314 Claims</u> 1 – 33, 34, 35, 39, 49, 74, 84 – 109, 134, 144 – 168 <u>'492 Claims</u> 17, 18, 35, 36 <u>'314 File History</u> Amendment, 12/19/96	<i>Amazon</i> Markman Order

¹ U.S. Pat. No. 5,715,314 (“’314 patent”) and U.S. Pat. No. 5,909,492 (“’492 patent”) share the same specification. The column-and-line citations refer to the ’314 patent, even if the construed term appears only in the ’492 patent.

U.S. Patent Nos. 5,715,314 and 5,909,492					
	Claim Term, Phrase, or Clause and Patent(s) and Claim(s) in which it appears	Constr. Requested By	Soverain's Proposed Construction	Intrinsic Support	Extrinsic Evidence
2.	Shopping cart message '314 patent: claims 34, 39, 84, 144 '492 patent: claims 17, 18, 35, 36	defendants	a message concerning a shopping cart	Corresponding record in <i>Soverain Software LLC v. Amazon.com, Inc.</i> , 6:04-cv-14, in particular: Soverain's P.R. 4-3 submission, Soverain's claim construction briefs, the Markman hearing transcript, and the <i>Amazon</i> Markman Order.	

U.S. Patent Nos. 5,715,314 and 5,909,492					
	Claim Term, Phrase, or Clause and Patent(s) and Claim(s) in which it appears	Constr. Requested By	Soverain's Proposed Construction	Intrinsic Support	Extrinsic Evidence
3.	<p>Payment message</p> <p>'314 patent: claims 34, 35, 39, 49, 74, 109, 134</p> <p>'492 patent: claim 17, 18, 35, 36</p>	defendants	a message relating to a payment for one or more products	<p><u>'314/'492 Disclosure</u> FIGS. 2A – 2I, 3A – 3B Col. 2, ll. 32 – 42 Col. 3, ll. 38 – 47 Col. 9, l. 51 – Col. 10, l. 20 Col. 10, ll. 27 – 31</p> <p><u>'314 Claims</u> 1, 7, 8, 12, 33, 34, 39, 87, 147</p> <p><u>'492 Claims</u> 11, 13, 17, 18, 35, 36</p>	<i>Amazon</i> Markman Order

U.S. Patent Nos. 5,715,314 and 5,909,492					
	Claim Term, Phrase, or Clause and Patent(s) and Claim(s) in which it appears	Constr. Requested By	Soverain's Proposed Construction	Intrinsic Support	Extrinsic Evidence
4.	<p>To cause said payment message to be activated to initiate a payment transaction</p> <p>'314 patent: claims 34, 39</p> <p>'492 patent: claim 17, 18, 35, 36</p>	defendants	<p>to cause an action associated with said payment message to initiate a payment transaction</p> <p><i>See term 3</i></p>	<p><u>'314/'492 Disclosure</u> FIG. 3B Col. 1, ll. 17 – 23 Col. 8, ll. 25 – 28 Col. 10, ll. 27 – 31</p> <p><u>'314 Claims</u> 1, 20, 21, 34, 39, 49, 74</p> <p><u>'492 Claims</u> 17, 18, 35, 36</p> <p><u>'424 Disclosure²</u> FIGS. 2, 3, 5, 8 Col. 5, ll. 7 – 28 Col. 5, ll. 45 – 59 Col. 7, ll. 15 – 38</p>	IBM at p. 9

² The '314 patent incorporates U.S. App No. 09/168,519, later abandoned, by reference. A continuation of that application, U.S. App. No. 08/563,745, issued as U.S. Pat. No. 5,724,424 ("424 patent"). For convenience, reference is made to columns and lines of the '424 patent instead of U.S. App. No. 09/168,519.

U.S. Patent Nos. 5,715,314 and 5,909,492					
	Claim Term, Phrase, or Clause and Patent(s) and Claim(s) in which it appears	Constr. Requested By	Soverain's Proposed Construction	Intrinsic Support	Extrinsic Evidence
5.	A Shopping Cart URL '314 patent: claims 60, 65, 120, 125	defendants	a URL concerning a shopping cart	<u>'314/'492 Disclosure</u> Col. 5, l. 26 – Col. 6, l. 42 Col. 7, ll. 14 – 30 Col. 8, l. 14 – Col. 9, l. 2 Col. 9, l. 51 – Col. 10, l. 20 Col. 10, ll. 27 – 31 Appendices A – D <u>'314 Claims</u> 34, 39, 60 – 73, 120 – 133 <u>'492 Claims</u> 17, 18, 35, 36	Microsoft at p. 405 <u>'639 Disclosure</u> Col. 3, l. 54 – Col. 4, l. 21 RFC 1808
6.	Hypertext link '492 patent: claim 15, 16	defendants	a non-sequential web association which the user can use to navigate through related topics	<u>'314/'492 Patent</u> Col. 1, ll. 17 – 23 Col. 9, l. 51 – Col. 10, l. 20 Col. 10, ll. 27 – 31 Appendices A – D <u>'424 Disclosure</u> Col. 4, l. 61 – Col. 5, l. 6	Amazon Markman Order Microsoft at p. 240 <u>'639 Disclosure</u> FIGS. 2A-2B, 4, 5; Col. 1, l. 66 – Col. 4, l. 22; Col. 5, l. 18 – Col. 5, l. 41; Col. 6, ll. 17 – 26; Col. 8, ll. 27 – 50 <u>'639 Claims</u> 1, 62, 78

U.S. Patent Nos. 5,715,314 and 5,909,492					
	Claim Term, Phrase, or Clause and Patent(s) and Claim(s) in which it appears	Constr. Requested By	Soverain's Proposed Construction	Intrinsic Support	Extrinsic Evidence
7.	A statement URL '492 patent: claim 41, 76	defendants	a URL concerning a statement	<u>'314/'492 Disclosure</u> FIG. 4A Col. 5, l. 26 – Col. 6, l. 42 Col. 7, ll. 14 – 30 Col. 8, l. 14 – Col. 9, l. 2 Col. 9, l. 51 – Col. 10, l. 20 Col. 10, ll. 27 – 31 Appendices A – D <u>'492 Claims</u> 15, 16, 41, 42, 76, 77	Microsoft at p. 405 <u>'639 Disclosure</u> Col. 3, l. 54 – Col. 4, l. 21 RFC 1808

U.S. Patent No. 6,272,639					
	Claim Term, Phrase, or Clause and Patent(s) and Claim(s) in which it app	Constr. Requested By	Soverain's Proposed Construction	Intrinsic Support	Extrinsic Evidence
8.	Service request '639 patent: claims 1, 10, 60, 65, 78, 79	defendants	a solicitation of services from a client to a server. A service request may entail the exchange of any number of messages between the client and the server.	Corresponding record in <i>Soverain Software LLC v. Amazon.com, Inc.</i> , 6:04-cv-14, in particular: Soverain's P.R. 4-3 submission, Soverain's claim construction briefs, the Markman hearing transcript, and the <i>Amazon</i> Markman Order.	
9.	Session identifier '639 patent: claims 1, 10, 47, 63, 78, 79	defendants	a text string that identifies a session <i>See</i> term 10	Corresponding record in <i>Soverain Software LLC v. Amazon.com, Inc.</i> , 6:04-cv-14, in particular: Soverain's P.R. 4-3 submission, Soverain's claim construction briefs, the Markman hearing transcript, and the <i>Amazon</i> Markman Order.	
10	Session '639 patent: claims 1, 10, 47, 63, 78, 79	defendants	a series of requests and responses to perform a complete task or set of tasks between a client and a server system	Corresponding record in <i>Soverain Software LLC v. Amazon.com, Inc.</i> , 6:04-cv-14, in particular: Soverain's P.R. 4-3 submission, Soverain's claim construction briefs, the Markman hearing transcript, and the <i>Amazon</i> Markman Order.	

U.S. Patent No. 6,272,639					
	Claim Term, Phrase, or Clause and Patent(s) and Claim(s) in which it app	Constr. Requested By	Soverain's Proposed Construction	Intrinsic Support	Extrinsic Evidence
11	the stored session identifier '639 patent: claim 1	defendants	Plain meaning applies; this term does not require construction <i>See</i> terms 9, 10	<u>'639 Disclosure</u> FIGS. 2A, 2B, 3, 6 Col. 1, l. 48 – Col. 2, l. 39 Col. 3, l. 54 – Col. 4, l. 30 Col. 5, ll. 42 – 65 Col. 7, l. 22 – Col. 9, l. 65 Col. 10, ll. 19 – 23 <u>'780 Claims</u> 58, 111 <u>'639 File History</u> Amendment, 12/28/01, at 4 – 5, 7 Amendment, 10/19/06 and attached 1.131 declaration	<i>See Amazon</i> Markman Order IEEE 6th Ed. at p. 1049 Microsoft at pp. 26, 450 American Heritage at pp. 40, 800 – 01 Webster's (1990) at p. 96 HTTP/1.0

U.S. Patent No. 6,272,639					
	Claim Term, Phrase, or Clause and Patent(s) and Claim(s) in which it app	Constr. Requested By	Soverain's Proposed Construction	Intrinsic Support	Extrinsic Evidence
12	subsequent distinct requests '639 patent: claims 1, 79	defendants	Plain meaning applies; this term does not require construction <i>See</i> term 8	<u>'639 Disclosure</u> FIGS. 2A, 2B, 3, 6 Col. 1, l. 48 – Col. 2, l. 39 Col. 3, l. 54 – Col. 4, l. 30 Col. 5, ll. 42 – 65 Col. 7, l. 22 – Col. 9, l. 65 Col. 10, ll. 19 – 23 <u>'780 Claims</u> 58, 111 <u>'639 File History</u> Amendment, 12/28/01, at 4 – 5, 7 Amendment, 10/19/06 and attached 1.131 declaration	<i>See Amazon</i> Markman Order IEEE 6th Ed. at p. 1049 Microsoft at pp. 26, 450 American Heritage at pp. 40, 800 – 01 Webster's (1990) at p. 96 HTTP/1.0

U.S. Patent No. 6,272,639					
	Claim Term, Phrase, or Clause and Patent(s) and Claim(s) in which it app	Constr. Requested By	Soverain's Proposed Construction	Intrinsic Support	Extrinsic Evidence
13	Validating, at the server system, the appended session identifier / validating the session identifier appended to the service request '639 patent: claims 47, 78	defendants	at the server system, determining the validity of the appended session identifier / determining the validity of the session identifier appended to the service request <i>See</i> term 9	<u>'639 Disclosure</u> Col. 3, ll. 42 – 47 Col. 6, ll. 5 – 16 Col. 10, ll. 19 – 23 <u>'780 Disclosure</u> Col. 43 – 46 <u>'639 File History</u> Amendment, 12/28/01, at 4 – 5 Amendment, 10/19/06, and attached 1.131 declaration	Microsoft at p. 490 Webster's (1990) at p. 1302
14	A purchase request / a request for purchase '639 patent: claim 60	defendants	One or more messages requesting a purchase	<u>'639 Disclosure</u> Col. 2, l. 54 – Col. 3, l. 2 Col. 10, ll. 19 – 23 <u>'639 Claims</u> 60, 61	

U.S. Patent No. 6,272,639					
	Claim Term, Phrase, or Clause and Patent(s) and Claim(s) in which it app	Constr. Requested By	Soverain's Proposed Construction	Intrinsic Support	Extrinsic Evidence
15	Creating, responsive to the initial service request, the session identifier '639 patent: claim 79	defendants	producing, in response to the initial service request, the session identifier <i>See</i> terms 9, 17	<u>'639 Disclosure</u> FIG. 2B Col. 5, ll. 42 – 65 Col. 6, l. 27 – Col. 7, l. 13 Col. 10, ll. 19 – 23 <u>'639 Claims</u> 10, 69, 79	<i>See Amazon</i> Markman Order, <i>see, e.g.</i> , discussion of the term “creating a database” American Heritage at p. 203 Webster's (1990) at p. 304

U.S. Patent No. 6,272,639					
	Claim Term, Phrase, or Clause and Patent(s) and Claim(s) in which it app	Constr. Requested By	Soverain's Proposed Construction	Intrinsic Support	Extrinsic Evidence
16	Hyperlink '639 patent: claim 62	defendants	a non-sequential web association which the user can use to navigate through related topics	<u>'639 Disclosure</u> FIGS. 2A – 2B, 4, 5 Col. 1, l. 66 – Col. 4, l. 22 Col. 2, ll. 9 – 14 Col. 5, l. 18 – Col. 5, l. 41 Col. 6, ll. 17 – 26 Col. 8, ll. 27 – 50 Col. 10, ll. 19 – 23 <u>'639 Claims</u> 1, 62, 78 <u>'314/'492 Disclosure</u> Col. 1, ll. 17 – 23 Col. 9, l. 51 – Col. 10, l. 20 Appendices A – D <u>'424 Disclosure</u> Col. 14, l. 61 – Col. 5, l. 6	<i>See Amazon</i> Markman Order Microsoft at p. 240

U.S. Patent No. 6,272,639					
	Claim Term, Phrase, or Clause and Patent(s) and Claim(s) in which it app	Constr. Requested By	Soverain's Proposed Construction	Intrinsic Support	Extrinsic Evidence
17	Initial service request '639 patent: claims 10, 79	Soverain	the first service request in a session <i>See</i> terms 8, 10	<u>'639 Disclosure</u> FIGS. 2A – 2B, 4 Col. 5, l. 18 – Col. 6, l. 34 Col. 10, ll. 19 – 23 <u>'639 Claims</u> 1, 10, 78, 79 <u>'639 File History</u> Amendment, 12/28/01, at 4	American Heritage at p. 431 Webster's (1990) at p. 622
18	Controlled document '639 patent: claim 47	Soverain	a document that can be accessed when one or more conditions are met	<u>'639 Disclosure</u> Abstract FIGS. 2A – 2B, 4 Col. 2, l. 40 – Col. 3, l. 2 Col. 3, l. 20 – Col. 4, l. 21 Col. 5, ll. 18 – Col. 6, l. 17 Col. 6, l. 57 – Col. 7, l. 21 Col. 7, ll. 35 – 67 Col. 8, ll. 59 – Col. 9, l. 6 Col. 9, l. 66 – Col. 10, l. 11 Col. 10, ll. 19 – 23 <u>'639 Claims</u> 47	IEEE 6th Ed. at p. 5 IBM at p. 3